



PTO/SB/21 (09-04) (AW 10/2004)

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FORM**

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Total Number of Pages in This Submission 2

Application Number	10/748,610
Filing Date	December 30, 2003
First Named Inventor	Robert Thistle
Art Unit	3738
Examiner Name	Christopher D. Prone
Attorney Docket No.	BSI-521US

ENCLOSURES (Check all that apply)

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Restriction Requirement and
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Remarks:**SIGNATURE OF APPLICANT, ATTORNEY OR AGENT**

Firm Name	RatnerPrestia		
Signature			
Printed Name	Joshua L. Cohen		
Date	September 11, 2006	Registration No.	38,040

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This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Office, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, ALEXANDRIA, VA 22313-1450.

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Appln. No.: 10/748,610
Restriction Requirement Dated September 11, 2006

BSI-521US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appln. No: 10/748,610
Applicant: Robert Thistle
Filed: December 30, 2003
Title: NON-POROUS GRAFT WITH FASTENING ELEMENTS
TC/A.U.: 3738
Examiner: Christopher D. Prone
Confirmation No.: 7486
Docket No.: BSI-521US

RESPONSE TO RESTRICTION REQUIREMENT

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

S I R :

This is in response to the Restriction Requirement stated in the Office Letter dated **August 10, 2006**.

The Examiner requires that claims of either Group I (claims 1-22) or Group II, (claim 23) be elected for prosecution. The Examiner further requires an election of Species between Species A (shown in FIG. 2A) and Species B (shown in FIG. 3).

Applicant elects to prosecute the claims of Group I, Species A, claims 1-16 and 18-21. This election is made without traverse.

Respectfully submitted,

Joshua L. Cohen, Reg. No. 38,040
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Attorneys for Applicant

JLC/JEM/mc
Dated: September 11, 2006
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The Commissioner for Patents is hereby authorized to charge payment to Deposit Account No. 18-0350 of any fees associated with this communication.

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